

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF HYDEN-)
LESLIE COUNTY WATER DISTRICT FOR)
AUTHORIZATION TO ENTER A SHORT-)
TERM ASSISTANCE AGREEMENT WITH)
KENTUCKY RURAL WATER FINANCE) CASE NO. 2019-00412
CORPORATION TO REFUND AN EXISTING)
LOAN AND TO SUBSEQUENTLY ENTER A)
LONG-TERM ASSISTANCE AGREEMENT)
WITH THE KENTUCKY INFRASTRUCTURE)
AUTHORITY)

**MOTION TO EXCUSE THE ATTENDANCE OF
WITNESS WILLIAM J. WOOTON AT THE SCHEDULED HEARING**

Hyden-Leslie County Water District (“Hyden-Leslie District”) moves the Public Service Commission for an order excusing William J. Wooton from appearing at the hearing scheduled for February 5, 2020. In support of its motion, Hyden-Leslie District states:

1. Mr. Wooton is a member of the Hyden-Leslie County Water District Board of Commissioners.
2. On January 17, 2020, the Public Service Commission issued an Order in which it directed Mr. Wooton to appear at the hearing scheduled in this matter.
3. On January 28, 2020, Commission Staff obtained a subpoena for Mr. Wooton to appear and testify as a witness at the scheduled hearing. Mr. Wooton was served with this subpoena on January 30, 2020.
4. Mr. Wooton is 85 years old and has suffered two heart attacks. As a result of the most recent heart attack, which occurred in 2016, he was hospitalized for three months at University of Kentucky Hospital. He is still undergoing physical therapy as a result of his second

heart attack and is administered medication for his heart. Mr. Wooton also suffers from chronic obstructive pulmonary disease and high blood pressure. Mr. Wooten's physician has informed him that the lengthy travel from Hyden, Kentucky to Frankfort is unadvisable and may be detrimental to his health. A statement from Mr. Wooten's physician is attached.

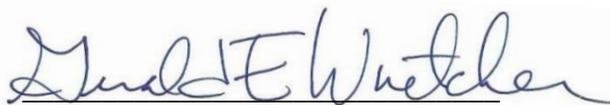
5. Mr. Wooten is one of five members of Hyden-Leslie County Water District Board of Commissioners directed to appear at the scheduled hearing and to whom Commission Staff has issued a subpoena to testify before the Public Service Commission. His testimony is likely to duplicate that of the other Board members. His absence should not lessen or restrict the Public Service Commission's ability to conduct its inquiry into the Board's actions.

6. If the Public Service Commission finds that Mr. Wooten's testimony is necessary to its inquiry, Hyden-Leslie District respectfully requests that alternative means of taking that testimony be considered that would allow Mr. Wooten to respond to questions without having to travel to the Public Service Commission's offices in Frankfort.

WHEREFORE, Hyden-Leslie County Water District requests that Mr. William J. Wooten be excused from appearing at the scheduled hearing in this matter and that subpoena requiring his appearance be withdrawn

Dated: January 31, 2020

Respectfully submitted,



Gerald E. Wuetcher
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Counsel for Hyden-Leslie County Water District

CERTIFICATE OF SERVICE

In accordance with 807 KAR 5:001, Section 8, I certify that Hyden-Leslie County Water District's electronic filing of this Motion is a true and accurate copy of the same document being filed in paper medium; that the electronic filing was transmitted to the Public Service Commission on January 31 2020; that there are currently no parties that the Public Service Commission has excused from participation by electronic means in this proceeding; and that on or before February 3, 2020 this Application in paper medium will be delivered to the Public Service Commission.

A handwritten signature in blue ink that reads "Gerald E. Wuetcher". The signature is written in a cursive style with a horizontal line underneath the name.

Gerald E. Wuetcher



01/30/2020

To Whom It May Concern:

William Wooton is currently a patient under my medical care. Mr. Wooton has multiple medical conditions that limit his abilities. The patient's medical condition makes travel of any significant distance inadvisable at this time and may serve as a detriment to his health. Please excuse them from appearing. If you require additional information please do not hesitate to contact my office.

Sincerely,

A handwritten signature in black ink, appearing to read "Brian Overbee".

Provider:

Overbee, Brian 01/30/2020 1:15 PM

Document generated by: Brian Overbee 01/30/2020

Grace Community Health Center